

**CITY COUNCIL MEETING
JUNE 5, 2001**

Date & Time On the 5th day of June, A.D., 2001, the City Council of the City of Fort Worth, Texas, met in regular session at 7:10 p.m. in the City Council Chamber, 1000 Throckmorton, with the following members and officers present:

Attendance Mayor Kenneth Barr; Mayor Pro tempore Ralph McCloud; Council Members Jim Lane, Chuck Silcox, Becky Haskin, Frank Moss, Clyde Picht, Jeff Wentworth, and Wendy Davis; City Manager Gary Jackson; City Attorney David Yett; City Secretary Gloria Pearson. With more than a quorum present, the following business was transacted.

Invocation The invocation was given by Reverend A. V. Fisher, Salem Missionary Baptist Church.

Pledge The Pledge of Allegiance was recited.

Minutes On motion of Council Member Silcox, seconded by Council Member Haskin, the minutes of the regular meeting of May 29, 2001, were approved unanimously.

Mayor Barr asked everyone in the Council Chamber to stand for a moment of silence to honor Mr. Kristopher Ridge from Solid Waste Management who was killed in an accident while at work today.

Special Presentations Council Member Silcox presented a Proclamation for Management Week.

Ms. Maria Reed, representing the Mayor's Commission on Persons with Disabilities, presented the first Mayor's Committee on Persons with Disabilities Scholarships to Ms. Lindsey Forehand, a Texas Christian University student majoring in Psychology; Ms. Ashley Whisonant, a recent Crowley High School graduate and new Tarrant County College student majoring in Business; and Ms. Sarah Brewer, accepted by her mother, who will attend the University of North Texas or University of Texas at Arlington and wants to be a teacher of the deaf.

Announcements Council Member Moss invited everyone to attend a District 5 celebration June 9, 2001, from 11:00 a.m. to 2:00 p.m. at the Fort Worth Opportunities Center, 5901 Fitzhugh Avenue. He stated that the celebration would be held to heighten citizens' awareness of the important issues of District 5.

Council Member Haskin invited everyone to attend an ice cream crank off June 9, 2001, from 9:00 a.m. to 12:00 noon at the Bank of America on Lancaster sponsored by the East Fort Worth Business Association.

**Withdrawn from
Consent Agenda** **City Manager Jackson requested that Mayor and Council Communication No. C-18609 be withdrawn from the consent agenda.**

**Continued/
Withdrawn By
Staff** **City Manager Jackson requested that Mayor and Council Communication Nos. G-13208 be withdrawn from consideration; that G-13208 Revised be continued until July 10, 2001; and that P-9372 be continued for one week.**

Consent Agenda **On motion of Mayor Pro tempore McCloud, seconded by Council Member Silcox, the consent agenda, as amended, was adopted unanimously.**

**OCS-1218
Claims** **There was presented Mayor and Council Communication No. OCS-1218 from the Office of the City Secretary recommending that the City Council refer notices of claims regarding alleged damages and/or injuries to the Risk Management Department. It was the consensus of the City Council that the recommendation be adopted.**

**G-13208
Withdrawn** **It was the consensus of the City Council that Mayor and Council Communication No. G-13208, dated April 17, 2001, Approval of Neighborhood Empowerment Zone Basic Incentives, be withdrawn from the agenda.**

**G-13208 Revised
Continued Until
July 10, 2001** **It was the consensus of the City Council that Mayor and Council Communication No. G-13208 Revised Approval of Neighborhood Empowerment Zone Basic Incentives, be continued until July 10, 2001.**

**G-13254
Ord. # 14641
Restructure
Representation
on Board of
Directors of the
City's
Employees'
Retirement Fund** **There was presented Mayor and Council Communication No. G-13254, dated May 29, 2001, from the City Manager recommending that the City Council adopt Ordinance No. 14641 amending Ordinance Nos. 13543, as previously amended by Ordinance Nos. 13672, 13673, 13674 and 13842, codified as Chapter 2, Article VI, Division 1, entitled "Employees Retirement Fund," of the Code of the City of Fort Worth (1986), as amended, which ordinances establish and provide for a retirement system, retirement plan and benefits thereunder for employees of the City of Fort Worth;**

providing an increase in the number of directors serving as the Board of Directors of the fund of the City of Fort Worth; modifying the employee groups from which directors are elected; modifying the election procedures for employee and retiree board members; providing an ethics code to be followed by all board members; and providing an effective date. Council Member Davis made a motion, seconded by Council Member Haskin, that the recommendation be adopted with the following changes:

1. The permanent chair will be an ex-officio non-voting director and will not be subject to term limits.
2. Directors for Places 1, 3, 5, 7 and 9 shall be elected every odd numbered year beginning in 2001.
3. Directors for Places 2, 4, 6 and 8 shall be elected in 2001 and then every even numbered year thereafter.
4. Beginning with Board terms commencing on October 1, 2003, a director may not serve on the Board for more than three (3) consecutive terms. In addition, a director whose term expires on September 30, 2003 or September 30, 2004 will be ineligible to run for reelection if that director has previously serve for six (6) or more consecutive years.
5. Beginning with Board terms commencing on October 1, 2003, directors appointed to Places 10 and 11 may not have served on the Board for six (6) or more consecutive years.

Council Member Picht agreed with the amendments of Council Member Davis regarding odd/even year selection of board members and term limits and made a substitute motion, seconded by Council Member Silcox, that the recommendation be adopted with the following amendment as proposed by various City employee associations:

1. Restructure the election and appointment process to facilitate an odd/even year selection, which would provide continuity to the Board and institute term limits.
2. Leave the current Ordinance language as it is written so that the Board of Directors would elect its Chair and Vice Chair from its membership annually.

- 3. Place 10 would be a City Council Member or a citizen appointee with experience in pension, investment or human resource matters.**
- 4. Place 11 would be the Finance Director of the City of Fort Worth or any vested member of the fund, appointed by the City Council, and would be a voting member of the Board.**

John Kerr

Mr. John Kerr, 1200 Blackberry Court, Crowley, Texas, President of the Fort Worth Police Officers' Association, appeared before Council and expressed appreciation on behalf of all of the Associations for Council working on various requests for changes in board composition from representatives of employee organizations and for meeting with the group to discuss the issues.

The motion carried by the following vote:

AYES: Mayor Pro tempore McCloud; Council Members Lane, Silcox, Moss, and Picht

NOES: Mayor Barr; Council Members Haskin, Wentworth, and Davis

ABSENT: None

**G-13255
Revise FY2000-
2001 Airport
Schedule of
Rates and
Charges for Fort
Worth Spinks
Airport**

There was presented Mayor and Council Communication No. G-13255 from the City Manager recommending that the City Council approve a revision to the Aviation Department's Schedule of Rates and Charges for Fort Worth Spinks Airport. It was the consensus of the City Council that the recommendation be adopted.

**G-13256
Extend CSC #
26123 – CDBG
Contract with
Neighborhood
Housing
Services of Fort
Worth, Inc.**

There was presented Mayor and Council Communication No. G-13256 from the City Manager recommending that the City Council:

- 1. Authorize the City Manager to extend the Year XXVI Community Development Block Grant (CDBG) City Secretary Contract No. 26123 with Neighborhood Housing Services of Fort Worth, Inc. (NHS) for the operation of its housing assistance programs for low and moderate income persons; and**

- 2. Authorize the contract performance period to begin June 1, 2001 and end on December 31, 2001; and**
- 3. Authorize the extension of the contract for up to one year, if NHS requests a further extension; and**
- 4. Authorize amendment of the contract, if necessary, to achieve project goals provided that the amendment is within the scope of the project and in compliance with applicable laws and regulations.**

It was the consensus of the City Council that the recommendation be adopted.

**G-13257
Ord. # 14642
Ord. # 14643
Capital
Improvement
Program**

There was presented Mayor and Council Communication No. G-13257 from the City Manager recommending that the City Council:

- 1. Adopt Appropriation Ordinance No. 14642 increasing the estimated receipts and appropriations in the 1998 Street Improvement Capital Improvement Project in the amount of \$5,131,276.00, the 1998 Parks and Community Services Capital Improvement Project in the amount of \$2,228,724.00, and in the 1998 Fire Services Capital Improvement Project in the amount of \$900,000.00 from the sale of General Purpose Bonds, Series 2001 for the purpose of funding various 1998 Capital Improvements;**
- 2. Adopt Appropriation Ordinance No. 14643 increasing the estimated receipts and appropriations in the Street Improvement Capital Project Fund in the amount of \$5,125,000.00 from the sale of Certificates of Obligation, Series 2001 for the purpose of funding various critical capital projects.**

It was the consensus of the City Council that the recommendation be adopted.

**G-13258
Ord. # 14644
Fire Training**

There was presented Mayor and Council Communication No. G-13258 from the City Manager recommending that the City Council:

- 1. Accept funds in the amount of \$4,000.00 from Tarrant County College; and**

- 2. Adopt Appropriation Ordinance No. 14644 increasing the estimated receipts and appropriations in the Special Trust Fund in the amount of \$4,000.00 from available funds for the purpose of funding the Firefighter Apprenticeship Program.**

It was the consensus of the City Council that the recommendation be adopted.

**G-13259
Semi-Annual
Impact Fees
Progress Report
of Water and
Wastewater CIP**

There was presented Mayor and Council Communication No. G-13259 from the City Manager recommending that the City Council adopt the Citizen Advisory Committee's Semi-Annual Progress Report concerning the status of the City's Water and Wastewater Impact Fees. It was the consensus of the City Council that the recommendation be adopted.

**G-13260
Ord. # 14645
Water and Sewer
Interest Funds**

There was presented Mayor and Council Communication No. G-13260 from the City Manager recommending that the City Council adopt Appropriation Ordinance No. 14645 increasing the estimated receipts and appropriations in the Water Capital Project Fund in the amount of \$1,500,000.00 and in the Sewer Capital Project Fund in the amount of \$1,500,000.00 from increased revenues for the purpose of funding preliminary work prior to the award of design and construction contracts and water and sewer rehabilitation projects. It was the consensus of the City Council that the recommendation be adopted.

**G-13261
Res. # 2735
Local
Transportation
Project Advance
Funding
Agreement with
TxDOT**

There was presented Mayor and Council Communication No. G-13261 from the City Manager recommending that the City Council:

- 1. Adopt Resolution No. 2735 approving a Local Transportation Project Advance Funding Agreement (LPAFA) with the Texas Department of Transportation for a Congressional High Priority Project for a new interchange at IH-35W and North Tarrant Parkway; and**
- 2. Authorize the execution of the LPAFA with the Texas Department of Transportation (TxDOT) and approve the City's share of the total construction cost estimated to be \$931,918.00; and**

3. Authorize payment to TxDOT in the amount of \$9,319.00 representing one percent of the estimated cost of construction as required by the LPAFA.

Council Member Haskin made a motion, seconded by Council Member Lane, that the recommendation be adopted. The motion carried unanimously.

G-13262
Ord. # 14646
Ord. # 14647
Ord. # 14648
Ord. # 14649
Ord. # 14650
Ord. # 14651
Ord. # 14652
Establish
Construction
Related Codes
and Fees, Adopt
the 2000 IBC,
IMC, IPC and
IFGC, IRC, and
NEC Code and
Amend Sign
Code and Fire
Code

There was presented Mayor and Council Communication No. G-13262 from the City Manager recommending that the City Council adopt ordinances establishing construction related construction and fees, as follows:

1. Adopt Ordinance No. 14646 amending the Fort Worth Building Code, by Adopting the 2000 International Building Code (IBC), with local amendments; amending Sections 7-46, 7-47, 7-48, and 7-49 of the Code of the City of Fort Worth (1986); regulating the erection, construction, enlargement, alteration, repair, moving, removal, demolition, conversion, occupancy, equipment, design, quality of materials, use, height, area, and maintenance of buildings and structures in the City of Fort Worth; defining certain terms; providing for the issuance of permits and the collection of fees thereof; providing for the inspection of buildings; and
2. Adopt Ordinance No. 14647 amending the Fort Worth Mechanical Code, by adopting the 2000 International Mechanical Code (IMC), with local amendments; amending Sections 7-166, 7-167, 7-168 and 7-169 of the Code of the City of Fort Worth (1986); regulating the erection, construction, enlargement, alteration, repair, moving, removal, demolition, conversion, equipment, design, quality of materials, use and maintenance of heating, comfort cooling and ventilating systems in the City of Fort Worth, Texas; defining certain terms; establishing minimum requirements for the installation, alteration or repair of mechanical systems; providing for the issuance of permits and the collection of fees thereof; providing for the inspection of such systems; and

- 3. Adopt Ordinance No. 14648 amending the Fort Worth Plumbing Code, by adopting the 2000 International Plumbing Code (IPC) and the 2000 International Fuel Gas Code (IFGC), with local amendments; amending Sections 26-1, 26-2, 26-3 and 26-4 of the Code of the City of Fort Worth (1986); regulating the erection, construction, enlargement, alteration, repair, moving, removal, demolition, conversion, equipment, use and maintenance of plumbing, drainage and fuel gas systems for buildings and structures in the City of Fort Worth, and plumbing and drainage systems outside this jurisdiction if the same are connected to the City water or sewage systems; defining certain terms; establishing minimum requirements for the installation, alteration or repair of plumbing, drainage and fuel gas systems; providing for the issuance of permits and the collection of fees thereof; providing for the inspection of plumbing, drainage and fuel gas systems; and**
- 4. Adopt Ordinance No. 14649 amending the Fort Worth City Code, by creating a Fort Worth Residential Code; adopting the 2000 International Residential Code (IRC), with local amendments; creating Sections 7-61, 7-62, 7-63 and 7-64 of the Code of the City of Fort Worth (1986); regulating the erection, construction, enlargement, alteration, repair, moving, removal, demolition, conversion, occupancy, equipment, use, height, area and maintenance of residential (One- and Two-Family, and Townhome) buildings and structures in the City of Fort Worth; defining certain terms; providing for the issuance of permits and the collection of fees thereof; providing for the inspection of buildings; and**
- 5. Adopt Ordinance No. 14650 amending the Fort Worth Electrical Code, by adopting the 1999 National Electrical Code (NEC), with local amendments; amending Sections 11-1 through 11-4 of the Code of the City of Fort Worth (1986); regulating erection, construction, enlargement, alteration, repair, moving, removal, demolition, conversion, equipment, design, quality of materials, use and maintenance of electrical equipment in the City of Fort Worth, Texas; defining certain terms; establishing minimum requirements for the installation, alteration or repair of electrical systems;**

providing for the issuance of permits and the collection of fees thereof; providing for the inspection of such systems; requiring and regulating licenses for electricians and prescribing the fees therefore; and

6. Adopt Ordinance No. 14651 amending the Fort Worth Sign Code, by amending the Electrical provisions for signs; providing for an increase in the fees charged; and
7. Adopt Ordinance No. 14652 adopting the 2000 International Fire Code with amendments by repealing and amending Sections 13-1 and 13-2 of Article I and Appendix VIII of Chapter 13, "Fire Prevention and Protection," of the Code of the City of Fort Worth (2001); providing for the issuance of permits and the collection of fees thereof; providing for the inspection of buildings; providing penalties for the violation thereof.

Council Member Davis made a motion, seconded by Council Member Silcox, that the recommendation be adopted. The motion carried unanimously.

**G-13263
Continued Until
July 10, 2001**

There was presented Mayor and Council Communication No. G-13263 from the City Manager recommending that the City Council adopt an ordinance amending and revising the Fort Worth Fire Code by amending Sections 105, 3402, and 3406 and adding Appendix K, to provide for regulation of mobile fueling via amendment of Section 13-1 of Chapter 13, "Fire Prevention and Protection," of the Code of the City of Fort Worth (1986), as amended; providing for the issuance of permits.

Shannon Shipp

Mr. Shannon Shipp, 6805 Meadows West Drive South, representing Texas Petroleum Wholesaler and Convenience Store Association, appeared before Council in opposition of the ordinance to allow wet fueling operations for all fleets.

Council Member Picht made a motion, seconded by Council Member Silcox, that Mayor and Council Communication No. G-13263 be continued until July 10, 2001.

Council Member Haskin made a substitute motion, seconded by Council Member Davis, to approve Mayor and Council Communication No. G-13263. The motion failed by the following vote:

**AYES: Mayor Barr; Mayor Pro tempore McCloud;
Council Members Haskin and Davis**

**NOES: Council Members Lane, Silcox, Moss, Picht,
and Wentworth**

ABSENT: None

The motion to continue Mayor and Council Communication No. G-13263 until July 10, 2001, carried by the following vote:

**AYES: Council Members Lane, Silcox, Moss, Picht,
and Wentworth**

**NOES: Mayor Barr; Mayor Pro tempore McCloud;
Council Members Haskin and Davis**

ABSENT: None

**G-13264
Continued Until
July 10, 2001**

There was presented Mayor and Council Communication No. G-13264 from the City Manager recommending that the City Council:

- 1. Adopt an ordinance adjusting the total number of authorized civil service positions at each classification (rank) in the Fire Department for Fiscal Year 2000-2001; providing for the creation of one additional lieutenant position; and**
- 2. Adopt a supplemental appropriation ordinance appropriating \$41,313.00 to the General Fund and decreasing the unreserved, undesignated General Fund balance by the same amount for the purpose of providing funding for an increase in civil service staffing, a lieutenant, in the Fire Department.**

City Manager Jackson advised the City Council that this item was related to the previous one and recommended that it also should be continued until July 10.

Council Member Picht made a motion, seconded by Council Member Silcox, that Mayor and Council Communication No. G-13264 be continued until July 10, 2001. The motion carried unanimously.

- P-9372**
Continued for
One Week
- It was the consensus of the City Council that Mayor and Council Communication No. P-9372, dated May 29, 2001, Purchase of One Aerial Platform Truck from Commercial Body Corporation for the Transportation and Public Works Department, be continued for one week.
- P-9373**
Relife Service
for Motor Grader
- There was presented Mayor and Council Communication No. P-9373, dated May 29, 2001, from the City Manager recommending that the City Council authorize the purchase of relife service for a John Deere motor grader from RDO Equipment Company for the Transportation and Public Works Department based on the bid for a cost not to exceed \$91,177.00, with payment due within 30 days from receipt of the invoice. Council Member Davis made a motion, seconded by Mayor Pro tempore McCloud, that the recommendation be adopted. The motion carried unanimously.
- P-9387**
High-Index
Reflective Glass
Beads
- There was presented Mayor and Council Communication No. P-9387 from the City Manager recommending that the City Council authorize a one-time purchase of high-index reflective glass beads from Flex-O-Lite for use at Meacham International Airport based on the low bid meeting specifications for \$21,510.00, no charge for freight, and payment due within 30 days from receipt of the invoice. It was the consensus of the City Council that the recommendation be adopted.
- P-9388**
Laser Shaft
Alignment
System
- There was presented Mayor and Council Communication No. P-9388 from the City Manager recommending that the City Council authorize the purchase of a laser shaft alignment system from Ludeca c/o Tool Solutions, Inc. for the Water Department based on the low bid meeting specifications in the amount of \$18,400.00, with shipping cost at \$68.12 for a total amount not to exceed \$18,468.12 with payment due 30 days from the date of the invoice. It was the consensus of the City Council that the recommendation be adopted.
- P-9389**
Event Business
Management
System
Software,
Training,
Installation and
Maintenance
- There was presented Mayor and Council Communication No. P-9389 from the City Manager recommending that the City Council authorize the purchase of Event Business Management System software, training, installation and maintenance from Ungerboeck Systems, Inc. for the Parks and Community Services Department based on documented sole source, with payment due 30 days from the date of the invoice, based on unit prices, for an estimated total of \$23,512.00. It was the consensus of the City Council that the recommendation be adopted.

**P-9390
Installation of
PBX with
Automatic Call
Distribution
System**

There was presented Mayor and Council Communication No. P-9390 from the City Manager recommending that the City Council authorize the City Manager to execute a purchase agreement with Affiliated Telephone, Inc. for equipment and installation of a new Private Branch Exchange (PBX) equipped with an Automatic Call Distributing System using State of Texas Catalogue Purchasing Procedures for the Water Department for a fee not to exceed \$65,000.00. It was the consensus of the City Council that the recommendation be adopted.

**L-13067
Land Dedication
From Centex
Homes**

There was presented Mayor and Council Communication No. L-13067, dated May 29, 2001, from the City Manager recommending that the City Council accept the park dedication of 44.147 acres of land situated in the John Edmonds Survey, Abstract 457, City of Fort Worth, Tarrant County, Texas, from Centex Homes, for The Vineyards at Heritage Addition. Council Member Haskin made a motion, seconded by Council Member Lane, that the recommendation be adopted.

**L-13068
Land Dedication
from Hillwood
Alliance
Residential LLP**

There was presented Mayor and Council Communication No. L-13068, dated May 29, 2001, from the City Manager recommending that the City Council accept the park dedication of 3.129 acres of land described as Lot 36, Block 17, Lot 1, Block 20, and Lot 10, Block 21, Samuel P. Williams Survey, Abstract 1690, City of Fort Worth, from Hillwood Alliance Residential LLP, for Heritage Addition. Council Member Haskin made a motion, seconded by Council Member Lane, that the recommendation be adopted.

**L-13069
Lake Worth
Septic Drain-
Field Lease –
9201 Heron
Drive**

There was presented Mayor and Council Communication No. L-13069 from the City Manager recommending that the City Council authorize approval of a five-year Lake Worth Septic Drain-Field lease with Brandon Rogers for City-owned Lake Worth property located at 9201 Heron Drive, on the south side of Heron Drive, commencing July 1, 2001, and ending June 30, 2005, for an annual lease rate of \$1,150.00. It was the consensus of the City Council that the recommendation be adopted.

**L-13070
Lease Office
Space – 2607-13
Waggoman
Street**

There was presented Mayor and Council Communication No. L-13070 from the City Manager recommending that the City Council authorize the City Manager to execute a lease extension with Brooks Smith for office space located at 2607-13 Waggoman Street

for the Police Department at a cost of \$2,400.00 per month and approve the lease extension term of six months beginning June 1, 2001, and expiring November 30, 2001. It was the consensus of the City Council that the recommendation be adopted.

**C-18608
Ord. # 14653
U. S. EEOC**

There was presented Mayor and Council Communication No. C-18608 from the City Manager recommending that the City Council:

1. Authorize the City Manager to accept and execute a contract with the U.S. Equal Employment Opportunity Commission (EEOC) in the amount of \$156,400.00; and
2. Adopt Appropriation Ordinance No. 14653 increasing the estimated receipts and appropriations in the Grants Fund in the amount of \$156,400.00 from available funds for the purpose of funding the renewal of Section 706 of the contract with the U.S. Equal Employment Opportunity Commission for enforcement of local and state employment laws.

It was the consensus of the City Council that the recommendation be adopted.

**C-18609
Amend Contract
with
Transportation
Consultants, Inc.**

There was presented Mayor and Council Communication No. C-18609 from the City Manager recommending that the City Council authorize the City Manager to execute a contract amendment with Transportation Consultants, Inc. for services necessary to conduct Phase II of an analysis of the Equipment Services Division at a cost not to exceed \$265,000.00.

City Manager Jackson stated that the M&C needed to be amended to include the following language as the last paragraph in the Discussion area: "Transportation Consultants, Inc. is in compliance with the City's M/WBE Ordinance by committing to 10 percent M/WBE participation. The City's goal on this project is 25 percent but the utilization of City staff to perform part of the work scope greatly reduced the subcontracting opportunities."

Mayor Pro tempore McCloud questioned the participation level.

Ms. Sundra Davis, M/WBE Manager, appeared and advised Council that the subcontracting opportunities, outside the consultant's scope of work, would now be performed by City staff, thereby greatly decreasing the contractor's ability to subcontract those services to M/WBE companies.

Council Member Davis made a motion, seconded by Council Member Haskin, that Mayor and Council Communication No. C-18609 be adopted, as amended. The motion carried unanimously.

**C-18610
Ord. # 14654
Bazan Roofing,
Inc.**

There was presented Mayor and Council Communication No. C-18610 from the City Manager recommending that the City Council:

- 1. Authorize the City Manager to transfer \$203,915.00 from the Water and Sewer Operating Fund to the Sewer Capital Projects Fund; and**
- 2. Adopt Appropriation Ordinance No. 14654 increasing the estimated receipts and appropriations in the Sewer Capital Project Fund in the amount of \$203,915.00 from available funds for the purpose of funding a contract with Bazan Roofing, Inc., for roof replacement at Village Creek Wastewater Treatment Plant; and**
- 3. Authorize the City Manager to execute a contract with Bazan Roofing, Inc. for Roof Replacement Package V07C, for the repair of deteriorated decking and replacement of roof membranes on seven buildings at the Village Creek Wastewater Treatment Plant in the amount of \$232,105.00 and for a duration of 90 calendar days.**

It was the consensus of the City Council that the recommendation be adopted.

**C-18611
Ord. # 14655
Texas
Department of
Housing and
Community
Affairs**

There was presented Mayor and Council Communication No. C-18611 from the City Manager recommending that the City Council:

- 1. Authorize the City Manager to accept the Weatherization Assistant Program Grant and enter into two separate contracts for one year each totaling \$350,874.00 in anticipated funds with the Texas Department of Housing and Community Affairs; and**

- 2. Adopt Appropriation Ordinance No. 14655 increasing the estimated receipts and appropriations in the Grants Fund in the amount of \$350,874.00 subject to the receipt of the grant from the Texas Department of Housing and Community Affairs for the purpose of funding the City of Fort Worth's Weatherization Assistance Program; and**
- 3. Apply indirect costs in accordance with City Administrative Regulation 3-15 at a rate of 10.54 percent which represents the most recently approved rate for this department.**

It was the consensus of the City Council that the recommendation be adopted.

**C-18612
Ord. # 14656
TXU Electric**

There was presented Mayor and Council Communication No. C-18612 from the City Manager recommending that the City Council:

- 1. Authorize the City Manager to enter into a contract with TXU Electric for \$615,480.00 in anticipated funds with the Texas Department of Housing and Community Affairs to provide weatherization on 130 homes in Tarrant County. Homes must be occupied by low-income residents for the contract period April 1, 2001, through December 31, 2001; and**
- 2. Adopt Appropriation Ordinance No. 14656 increasing the estimated receipts and appropriations in the Grants Fund in the amount of \$615,480.00 subject to the receipt of the grant from the Texas Department of Housing and Community Affairs for the purpose of funding the City of Fort Worth's Weatherization Piggyback Program; and**
- 3. Apply indirect costs in accordance with City Administrative Regulation 3-15 at a rate of 10.54 percent, which represents the most recently approved rate for this department.**

Council Member Moss informed Council that he had a conflict, that he had filed a Conflict of Interest Affidavit with the City Secretary, and would abstain from voting on this issue.

Council Member Haskin made a motion, seconded by Council Member Lane, that the recommendation be adopted. The motion carried by the following vote:

AYES: Mayor Barr; Mayor Pro tempore McCloud;
Council Members Lane, Silcox, Haskin,
Picht, Wentworth, and Davis

NOES: None

ABSENT: None

NOT VOTING: Council Member Moss

**Public Hearing
Annexation
Case No. A-01-
02**

It appeared that the City Council set today as the date for the first public hearing for the annexation of approximately 226 acres of land out of the Jose Chirino Survey, Abstract No. 265, Tarrant County, Texas. Mayor Barr asked if there was anyone present desiring to be heard.

Mr. John Garfield, representing the Development Department, appeared before the City Council, presented a staff report, and stated that Council should direct staff to publish notice setting June 19, 2001 as the second public hearing.

There being no one else present desiring to be heard in connection with the first public hearing for the annexation of approximately 226 acres of land out of the Jose Chirino Survey, Abstract No. 265, Tarrant County, Texas, Council Member Lane made a motion, seconded by Council Member Moss, that the public hearing be closed and that staff be directed to publish notice setting June 19, 2001, as the second public hearing. The motion carried unanimously.

**Zoning Hearing
Z-01-009
Withdrawn
Without
Prejudice**

It appeared that the City Council, at its meeting of March 20, 2001, set today as the date for a special hearing of the application of the City of Fort Worth Planning Department for a change in zoning of property located in the 1900 through 2300 Blocks of Cooks Lane, Zoning Docket No. Z-01-009, as follows:

Map Tract 12: C. P. Madden Survey, A-1012, Tract 1S, from "C" Multi-Family to "A-7.5" One-Family;

Map Tract 13: C. P. Madden Survey, A-1012, Tract 1P1, from "ER" Restricted Commercial to "A-7.5" One-Family;

Map Tract 14: C. P. Madden Survey, A-1012, Tract 1, 1R, 1N, 1Q, from "E" Commercial to "A-7.5" One-Family;

Map Tract 15: C. P. Madden Survey, A-1012, Tract 1P, 1M, 1L (Pt), from "PD-58" for all uses in "E-R" Commercial to "A-7.5" One-Family; and

Map Tract 16: C. P. Madden Survey, A-1012, Tract 1L (Pt), from "PD-59" for all uses in "E-" Commercial to A-7.5" One-Family.

Mayor Barr asked if there was anyone present desiring to be heard.

**Richard O'Neal
Gayle O'Neal
Cheryl Williams
Alyce Boyd
Ray Leach
Derrick Warren
Alula Syoum
Wayne Usry**

The following residents appeared before Council in opposition of the requested zoning change and in support of the provisions of the Comprehensive Plan to rezone the property "A" One-Family:

Dr. Richard O'Neal	7700 Meadowbrook Drive
Mrs. Gayle O'Neal	7700 Meadowbrook Drive
Ms. Cheryl Williams	1901 Cliffbrook Court
Ms. Alyce Boyd	7248 Ellis Road
(Representing the Ryanwood Neighborhood Association)	
Mr. Ray Leach	1913 Bay Oaks Court
Mr. Derrick Warren	P. O. Box 24786
(Representing the Lakewood Neighborhood Association)	
Mr. Alula Syoum	1900 Cliffbrook Court
Mr. Wayne Usry	8034 Meadowbrook Drive
(President of Hollow Hills Neighborhood Association)	

John Trice

Mr. John Trice, 7525 Laurie Drive, representing the Carol Oaks Neighborhood Association, appeared before Council and offered a compromise to the ethical and unethical issues relative to downzoning. He stated that it was unethical to change the rules in the middle of the game. He proposed that Council consider granting permission to any developer who had property in the area to build whatever they requested at the time of downzoning, if the work had already started.

There being no one else present desiring to be heard in connection with the application of the City of Fort Worth Planning Department for a change in zoning of property located in the 1900 through 2300 Blocks of Cooks Lane, C. P. Madden Survey, A-1012, Zoning Docket No. Z-01-009; and recommended changes and amendments to Zoning Ordinance No. 13896, Council Member Haskin made a motion, seconded by Council Member Moss, that the Zoning Hearing be closed and that Zoning Docket No. Z-01-009 be withdrawn without prejudice.

**Citizen
Presentations
Mason Rice**

Mr. Mason Rice, 5516 Patton Drive, appeared before Council against industrial home development in his neighborhood. Mayor Barr stated that Council Member Moss raised this issue in the Pre-Council Worksession. He added that Council had requested the City Manager to prepare a report regarding the types of housing that can go into various residential zoning categories. He further commented that the State Legislature has to some degree limited cities ability to control matters like these, but we will explore what flexibility we have to protect property owners.

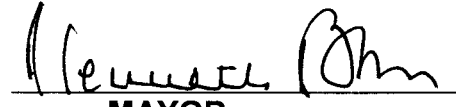
George Barnes

Mr. George Barnes, 5317 Bonnell Avenue, appeared before Council and stated that there were many vacant lots in the Lake Como area and asked if the City had a program where public property could be turned over to private individuals for residential development, with the individuals paying the property taxes of one year prior. Mayor Barr referred Mr. Barnes to Assistant City Manager Libby Watson.

Adjournment

There being no further business, the meeting was adjourned at 9:12 p.m.


CITY SECRETARY


MAYOR